

PATENT APPLICATION
Docket No.: 301499.3000-100

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul Remijan and James E. McDonald
Application No.: 10/042,126 Filed Date: October 19, 2001
Confirmation No.: 2027 Group: 3739 Examiner: Michael F. Peffley
For: Miniature Endoscope with Imaging Fiber System

CERTIFICATE OF MAILING	
I Hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
on <u>March 29, 2004</u>	<u>Mary P. McDermott</u>
Date	Signature
_____ Mary P. McDermott Typed or printed name of person signing certificate	

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☐ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).
- ☒ under 37 CFR 1.97(c) together with either:
☐ a Statement under 37 CFR 1.97(e), as checked below, or
☒ a \$180.00 fee under 37 CFR 1.17(p), or
(More than 3 months after receipt of the International Search Report, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with:
☐ a Statement under 37 CFR 1.97(e), as checked below, and
☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

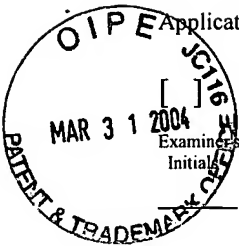
- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Enclosed herewith is form PTO-1449:

- ☒ Copies of the cited references are enclosed.
- ☐ In accordance with 37 C.F.R. § 1.98 (d), copies of cited references (*list reference not enclosed*) are not enclosed as these references were entered in earlier application, U.S. Application No. [], to which the present application claims priority under 35 U.S.C. 120. The earlier application contains copies of the cited references.
- ☐ If copies of references [*list references not enclosed*] would benefit the Examiner of this case, the Examiner is invited to call the undersigned attorney and copies will be forwarded immediately.
- ☒ Listed references [AA, AM-AO and AR] were cited in the enclosed International Search Report in a counterpart foreign application.

Concise Explanation Requirement (non-English references):

- ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.
 - ☐ submission of the enclosed International Search Report.
 - ☐ the enclosed English language abstract.



Applicant requests that the following pending applications be considered:

U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

U.S. Patent Application No. [], Publication No. [], Publication Date [],
by [inventor(s)], filed [], Docket No.: []

Examiner

Date

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- [] A copy of each above-cited application, including the current claims, is enclosed.
- [] A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

- [X] A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- [] Please charge Deposit Account No. 50-1935 in the amount of \$[]. A copy of this Statement is enclosed.
- [X] Please charge any deficiency in fees and credit any overpayment to Deposit Account No. 50-1935.

Respectfully submitted,

BOWDITCH & DEWEY, LLP

By Thomas O. Hoover
Thomas O. Hoover

Date: March 29, 2004

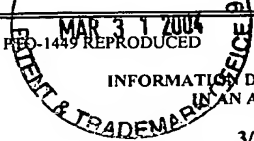
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 <p style="text-align: center;">INFORMATION DISCLOSURE CITATION IN AN APPLICATION 3/29/2004 (Use several sheets if necessary)</p>				ATTORNEY DOCKET NO. 301499.3000-100		APPLICATION NO. 10/042,126	
				APPLICANT Remijan <i>et al.</i>			
				FILING DATE October 19, 2001		GROUP ART UNIT 3739	
U.S. PATENT DOCUMENTS							
EXAM- -NER INI- TIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	4,921,326	05/01/90	Wild <i>et al.</i>	350	96.26	
	AB	4,854,302	08/08/89	Allred, III	128	6	
	AC	6,478,730	11/12/02	Bala <i>et al.</i>	600	121	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL	WO 94/14367	07/07/94	PCT			
	AM	WO 99/35960	22 Jul 99	PCT			
	AN	WO 01/19235	22 Mar 01	PCT			
	AO	WO 01/22866	05 Apr 01	PCT			
	AP	EP 0 316 244	17 May 89	European			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	AR	Rol, P. <i>et al.</i> , "Optical Properties of Miniaturized Endoscopes for Ophthalmic Use", <i>Optical Engineering</i> , Vol. 34, No. 7, pp. 2070-2077, July 1995.					
EXAMINER				DATE CONSIDERED			